THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3401 OF 2004

DATED: 23RD DECEMBER, 2005

Between

Smt G.Sunitha, W/o G.Prabhakar Rao

… Petitioner

and

The Commandant, 2nd Battalion, A.P.S.P., Kurnool,

Kurnool District.

… Respondent

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3401 OF 2004

ORDER:

The petitioner is wife of one G.Prabhakar, who is a police constable in A.P.Special Police, 2nd Battallion, Kurnool. It appears the petitioner's husband and one Madhusudhan Rao, PC 1487, were placed under suspension for delinquency committed by them. The petitioner's husband and another were arrested and sent for judicial custody in connection with an allegation that they outraged the modesty of woman in the presence of passengers at R.T.C.Bus stand on 11.02.2004. Therefore,

the respondent by impugned proceeding, dated 14.02.2004, directed the Assistant Commandant to take necessary steps to evict the petitioner's husband from the Government quarters for the reason that the continuance of the petitioner's husband in the battalion premises might endanger the lives of others in the residential area. This order is assailed in the writ petition.

There cannot be any dispute that the petitioner's husband was allotted Government quarter by reason of his status as Government employee. Indeed, it is a condition of service. Therefore, any dispute regarding conditions of service including allotment of quarters, is a matter which falls within the jurisdiction of A.P.Administrative Tribunal, as held by the Supreme Court in **L.Chandra Kumar v Union of India,** this Court lacks jurisdiction at this stage.

The writ petition is accordingly dismissed. No costs.

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(V.V.S.RAO,J)

23.12.2005.

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